



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: P.A. Graef et al.

Attorney Docket No. WEYE115634

Application No.: 09/620,953

Group Art Unit: 3761

Filed: July 21, 2000

Examiner: D. Ruhl

Title: ABSORBENT ARTICLE CONTAINING UNITARY
STRATIFIED COMPOSITE

TERMINAL DISCLAIMER TO OBLIGATE A PROVISIONAL
DOUBLE PATENTING REJECTION OVER A PENDING APPLICATION

TO THE COMMISSIONER FOR PATENTS:

Your petitioner, Weyerhaeuser Company, having a principal place of business at 33663 Weyerhaeuser Way South, Federal Way, Washington 98003, represents that it is the owner of the entire right, title and interest in the above application by an assignment from the inventors of the patent application identified above. The assignment was recorded in the U.S. Patent and Trademark Office at Reel 9631, Frame 0529.

The undersigned has reviewed all the documents in the chain of title of the patent application identified above and, to the best of the undersigned's knowledge and belief, title is in the assignee identified above.

Your petitioner hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the above-identified application, which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. §§ 154 to 156 and 173, as presently shortened by any terminal disclaimer filed prior to the grant of any patent issuing from Application Nos. 09/137,503, filed on August 20, 1998; 09/326,213, filed on June 4, 1999; 09/620,947, filed on July 21, 2000; 09/620,950, filed on July 21, 2000; 09/621,167, filed on July 21, 2000; 09/624,081, filed on July 24, 2000; 09/624,262, filed on July 24, 2000; and 09/624,263, filed on July 24, 2000, and hereby agrees that any patent so granted on said above-identified application shall be enforceable only for and during such period that the legal title to said patent shall be the same as the legal title to any patent issuing from Application Nos. 09/137,503; 09/326,213; 09/620,947; 09/620,950; 09/621,167; 09/624,081; 09/624,262; and 09/624,263, this agreement to run with any patent granted on said above-identified application and to be binding upon the grantee, its successors, or assigns.

Petitioner does not disclaim any terminal part of any patent granted on said above-identified application that would extend to the expiration date of the full statutory term as presently shortened by any terminal disclaimer filed prior to the patent grant of any patent issuing

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from Application Nos. 09/137,503; 09/326,213; 09/620,947; 09/620,950; 09/621,167; 09/624,081; 09/624,262; and 09/624,263 in the event that any said patent issuing from Application Nos. 09/137,503; 09/326,213; 09/620,947; 09/621,167; 09/620,950; 09/624,081; 09/624,262; and 09/624,263 later expires for failure to pay a maintenance fee, is held unenforceable, is found invalid, is statutorily disclaimed in whole or terminally disclaimed under 37 C.F.R. § 1.321, has all claims cancelled by a reexamination certificate, is reissued, or is otherwise terminated prior to the expiration of its statutory term as presently shortened by any terminal disclaimer filed prior to its grant.

For submissions on behalf of an organization (e.g., corporation, partnership, university, government agency, etc.), the undersigned (whose title is supplied below) is empowered to act on behalf of the organization.

Our Check No. 135720 in the sum of \$110.00 for the terminal disclaimer fee under 37 C.F.R. § 1.20 is included. The Commissioner is hereby authorized to charge any fees under 37 C.F.R. §§ 1.16, 1.17 and 1.18 which may be required during the entire procedure of the application, or credit any overpayment, to Deposit Account No. 03-1740. This authorization also hereby includes a request for any extensions of time of the appropriate length required upon the filing of any reply during the entire prosecution of this application. A copy of this document is enclosed.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

PETITIONER

Weyerhaeuser Company

Jan 15, 2002

Date

LXC:sri

George H. Weyerhaeuser Jr.

Name: George H. Weyerhaeuser, Jr.

Title: Senior Vice-President Technology

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